

## **REMARKS**

Applicant wishes to thank the Examiner for reviewing the present application. Applicant also wishes to thank the Examiner for taking the time to discuss the citability of the Wikipedia reference in a telephone discussion with John Orange (29,725) on November 28, 2006.

It was agreed in the telephone interview that the Wikipedia reference was improperly cited in the above-noted office action. In particular, although the Wikipedia reference includes historical references, the article itself was not available to the public more than one year prior to the filing date of the present application and thus is itself not a citable reference under 35 U.S.C. 103(a).

### **Claim Rejections – 35 U.S.C. 103**

Claims 9-19 have been rejected under 35 U.S.C 103(a) as being unpatentable over Ishiguro et al. (5,396,558) in view of “Smart Card” accessed from [http://en.wikipedia.org/wiki/Smart\\_card](http://en.wikipedia.org/wiki/Smart_card) on August 31, 2006 (the Wikipedia article). Applicant respectfully traverses the rejections as follows.

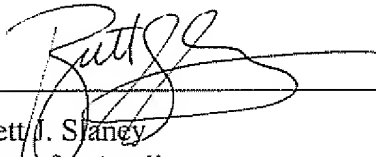
The Examiner acknowledges that Ishiguro does not teach every element of claim 9. The Examiner cites the Wikipedia article as a secondary reference that allegedly teaches what Examiner acknowledges is missing from Ishiguro. As noted above, the Wikipedia article is not citable as a reference under 35 U.S.C. 103 and, as such, the rejections under 35 U.S.C. 103 are thereby believed to be rendered moot.

Accordingly, claims 9-19 are believed to be in condition for allowance for at least this reason.

Appl. No. 09/360,575  
Reply to Office Action of: September 5, 2006

Applicant requests early reconsideration and allowance of the present application.

Respectfully submitted,

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